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OFFICE OF PETITIONS

In re Application of :  
Bohbot, et al. : DECISION ON PETITION  
Application No. 10/070,626 :  
Filed: July 10, 2002 :  
Docket No.: 12378/1 :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed March 20, 2007.

This application was held abandoned for failure to timely submit a proper reply to the non-final Office action mailed August 14, 2006. Notice of Abandonment was mailed February 21, 2007.

Petitioner asserts that a response to the non-final Office action and a petition for extension of time were timely mailed on February 14, 2007.

The original response, including petition for extension of time, bearing a certificate of mailing date of February 14, 2007, was received February 21, 2007 and has been located in the application file. Accordingly, in view of the certificate of mailing under 37 CFR 1.8, the reply is deemed timely submitted.

In view of the evidence thereof, the petition to withdraw the holding of abandonment is hereby GRANTED.

The Notice of Abandonment is hereby VACATED and the holding of abandonment is WITHDRAWN.

The application file is being forwarded to the Technology Center 2800 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

Alesia M. Brown  
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Office of Petitions